



## **SUPPLEMENTAL AGENDA**

### **CITY COUNCIL AND REDEVELOPMENT AGENCY BOARD AGENDA**

Regular Meeting

Wednesday, January 9, 2002

3:00 P.M.

(OR AS SOON THEREAFTER AS THE MEETING MAY BE COMMENCED)

Council Chambers of the City Hall  
68-700 Avenida Lalo Guerrero  
Cathedral City, CA 92234

#### **ADDED ITEM:**

The following matters are not described on the duly noted agenda for this meeting, but require immediate action which cannot reasonably wait for the next regular meeting. **This document has been posted prior to the 72-hour posting requirement for this meeting and therefore does not require a vote of the City Council for the items to be heard.**

#### **CONSENT AGENDA**

**ALL MATTERS LISTED ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE IN NATURE AND WILL BE ENACTED BY ONE ROLL CALL VOTE. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS MEMBERS OF THE CITY COUNCIL, THE REDEVELOPMENT AGENCY BOARD, AND/OR THE AUDIENCE REQUEST SPECIFIC ITEMS BE REMOVED FROM THE CONSENT AGENDA FOR SEPARATE DISCUSSION AND/OR ACTION.**

2. Proposed Resolution authorizing the Executive Director to execute two Lease Agreements with Gemstone Properties which will **1) least to** Gemstone Properties a 2.18 acre parcel of land for temporary auto storage; and **2) lease from** Gemstone Properties a 2.18 acre parcel of land to provide a municipal parking lot in the vicinity of the Cathedral City Auto Center.
  - a. Recommendation: Adopt Resolution No. R- \_\_\_\_\_



## **CITY COUNCIL AND REDEVELOPMENT AGENCY BOARD AGENDA**

**REGULAR CC/RDA MEETING  
Council Chamber in City Hall  
68-700 Avenida Lalo Guerrero  
Cathedral City, CA 92234**

**WEDNESDAY, JANUARY 9, 2002**

**Study Session - 3:00 p.m.  
Regular Meeting - 7:30 p.m.**

**STUDY SESSION - 3:00 P.M.**

### **CALL TO ORDER**

- a) Roll Call of City Council/RDA Members
- b) Action to Excuse Absent City Council/RDA Members

### **PUBLIC COMMENTS**

If any person desires to address members of the City Council or the Redevelopment Agency Board, this will be the **only opportunity to do so during this Study Session**. Please limit your remarks to 3 minutes. In response to any public comment on an item or matter which **has not been placed on this Agenda** pursuant to Government Code Section 54954.2, members of the City Council and Redevelopment Agency Board may only: **1)** briefly respond to statements made or questions posed by the public; **2)** ask a question for clarification; **3)** make a brief report on his or her own activities; **4)** provide a reference to staff or other resources for factual information; **5)** request staff to report back to the City Council at a subsequent meeting concerning any matter raised by the public; or, **6)** take action to direct staff to place a matter of business on a future Agenda. (California Government Code Section 54954)

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**PLEASE NOTE: THE CITY HAS IN EFFECT AN ORDINANCE REGARDING LOBBYING THAT REQUIRES PERSONS BEING PAID TO MAKE A PRESENTATION ON BEHALF OF SOMEONE OTHER THAN THEMSELVES TO DISCLOSE THAT FACT AT THE TIME OF THEIR PRESENTATION, AND, IN SOME INSTANCES, TO REGISTER WITH THE CITY CLERK PRIOR TO APPEARING BEFORE THE CITY COUNCIL, PLANNING COMMISSION OR CITY STAFF.**

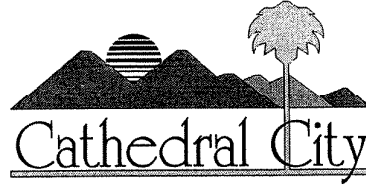
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**STUDY SESSION**

**Presentations will be limited to 10 minutes unless other provisions are made in advance.**

1. Truck-Art Contest presentation by Waste Management. (Deanna Pressgrove)
2. Annual report from Public Entity Risk Management Association (PERMA). (Dudley Haines)
3. Discussion of Government Accounting Standards Board (GASB) 34 report. (Dudley Haines)
4. Councilmember reports of committee meetings.
5. Review of January 9, 2002, City Council/Redevelopment Agency Board Agenda.
6. City Council/Staff reports and inquiries regarding status of new or ongoing projects.
7. Closed Session Urgency Items.

**CC/RDA/ WILL RECESS TO CLOSED SESSION**



## **CLOSED SESSION CALENDAR**

### **REGULAR CC/RDA MEETING** **WEDNESDAY, JANUARY 9, 2002**

1. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code 54956.9, Subd. (a).  
**Case Name:** Roberto Aceituno, et al v. City of Cathedral City, et al.  
**Case No.:** INC 016051
2. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code 54956.9, Subd. (a).  
**Case Name:** Maria Apodaca v. City of Cathedral City, et al.  
**Case No.:** INC 020833
3. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code 54956.9, Subd. (a).  
**Case Name:** Sonia Garza, et al. v. City of Cathedral City, et al.  
**Case No.:** INC 023903
4. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code 54956.9, Subd. (a).  
**Case Name:** Rene Ruvalcava v. City of Cathedral City  
**Case No.:** INC 022023
5. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code 54956.9, Subd. (a).  
**Case Name:** Cynthia McCoon v. City of Cathedral City  
**Case No.:** INC 017900
6. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code 54956.9, Subd. (a).  
**Case Name:** Howard Wilkins v. City of Cathedral City, et al.  
**Case No.:** INC 021042
7. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code 54956.9, Subd. (a).  
**Case Name:** Suellen Klossner, et al v. City of Cathedral City  
**Case No.:** INC 021165

8. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code 54956.9, Subd. (a).  
**Case Name:** Maria C. Hansen v. City of Cathedral City  
**Case No.:** INC 024840
9. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code 54956.9, Subd. (a).  
**Case Name:** Thomas Tasha v. City of Cathedral City, et al.  
**Case No.:** CIO 111
10. PERSONNEL MATTER pursuant to Government Code Section 54957.  
**Issue for Discussion:** Deputy City Clerk
11. CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54957.6.  
**Agency Negotiator:** Michael Owens, Attorney at Law  
**Employee Organization:** American Federation of State, County, and Municipal Employees, Local 3961(AFSCME)
12. CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54957.6.  
**Agency Negotiator:** Michael Owens, Attorney at Law  
**Employee Organization:** Cathedral City Professional Firefighters Association (CCPFA)
13. CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54957.6.  
**Agency Negotiator:** Donald Bradley, City Manager  
**Employee Organization:** Cathedral City Police and Fire Management Association (CCPFMA).
14. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. (Susan Moeller)  
**Property:**  
    **Location:** North Side of East Palm Canyon Drive, West of Monty Hall  
**Negotiating Parties:**  
    **Agencies:** Redevelopment Agency & Palm Canyon Partners  
    **Property Owner:** Redevelopment Agency  
**Under Negotiation:** Real Property Negotiations

**CC/RDA MEETING  
JANUARY 9, 2002  
PAGE 3**

15. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. (Paul Shillcock)  
**Property:**  
    Location: Various Parcels South of East Palm Canyon Drive Between Date Palm and Van Fleet: APN Nos. 687-222-004; 687-224-007; 687-225-011; 687-225-017; and 687-221-001.
- Negotiating Parties:**  
    Agencies: Redevelopment Agency & BCN  
    Property Owner: Redevelopment Agency  
**Under Negotiation:** Disposition and Development Agreement
16. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. (Paul Shillcock)  
**Property:**  
    Location: Vacant Land, Consisting of Approx. 30-Acres Fronting on Edom Hill Road (APN 659-180-025)
- Negotiating Parties:**  
    Agencies: City of Cathedral City & Cathedral City Mountains Conservancy  
    Property Owner: City of Cathedral City  
**Under Negotiation:** Disposition of Property
17. CONFERENCE WITH LEGAL COUNSEL REGARDING ANTICIPATED LITIGATION pursuant to Government Code Section 54956.9 Subd. (b)(1).  
**Number of Potential Cases:** Two
- RECOMMENDATION:** Adopt motion to adjourn closed session pursuant to the above noted statutes.

**REPORT OF ACTION(S), IF ANY**

**CC/RDA WILL RECONVENE TO  
REGULAR MEETING AT 7:30 P.M.**



**CITY COUNCIL AND  
REDEVELOPMENT AGENCY BOARD  
AGENDA**

**REGULAR CC/RDA MEETING - 7:30 P.M.  
WEDNESDAY, JANUARY 9, 2002**

- a) Invocation
- b) Flag Salute

**CLOSED SESSION ANNOUNCEMENTS**

**PUBLIC COMMENTS**

The public is invited to address the City Council and/or the Redevelopment Agency Board on any matter **not on the Agenda** or any item on the **Consent Calendar** by stepping to the lectern and giving his/her name and City of residence for the record. Unless additional time is authorized by the City Council, remarks on agenda items shall be limited to **three minutes**. **If you wish to speak on item that is on the agenda, please wait until that item is opened for discussion.**

In response to any public comment on an item or matter which **has not been placed on this Agenda** pursuant to Government Code Section 54954.2, members of the City Council, and/or the Redevelopment Agency Board may only: **1) briefly respond to statements made or questions posed by the public; 2) ask a question for clarification; 3) make a brief report on his or her own activities; 4) provide a reference to staff or other resources for factual information; 5) request staff to report back to the City Council at a subsequent meeting concerning any matter raised by the public; or, 6) take action to direct staff to place a matter of business on a future Agenda.** (California Government Code Section 54954)

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**CC/RDA AGENDA  
JANUARY 9, 2002  
PAGE 2**

**AGENDA FINALIZATION**

At this time, the City Council and/or the Redevelopment Agency Board may announce any items being pulled from the Agenda or continued to another date.

**Urgency Items:** The Brown Act permits the City Council to take action on any item that does not appear on the Agenda if 2/3 of the City Council (if all are present) or all members of the Council (if less than all are present) determine there is a need to take immediate action on the item and that the need to take immediate action came to the City Council's attention after the posting of the Agenda.

**COUNCIL COMMENTS**

Councilmembers' Comments on Items not on the Agenda.

**PRESENTATIONS AND PROCLAMATIONS**

- ☞ Presentation to Mark Wasserkrug and Gene Touchet for their outstanding community service. (Julie Baumer)
- ☞ Presentation to Bill Beck for his support and service to the community. (Greg Pettis)

**CALL FOR CORRECTIONS/APPROVAL OF MINUTES**

Corrections/Approval of Minutes of the Regular City Council/Redevelopment Agency/Downtown Foundation Board Meeting held on December 12, 2001, the Adjourned Regular Meeting held on December 17, 2001 and the Special Meeting also held on December 17, 2001.

**CONSENT CALENDAR**

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- CC/RDA**
1. Receive and file Claims and Demands incurred by the City Council and the Redevelopment Agency Board in the total aggregate sum of \$2,688,486.86 for the month of November, 2001. **(Pg. 1)**
    - a. Recommendation: Receive and File



CC/RDA AGENDA  
JANUARY 9, 2002  
PAGE 3

**PUBLIC HEARINGS:**

- CC/RDA     2.     Proposed Resolutions: **1)** of the City Council consenting to the execution and implementation of a Disposition and Development Agreement (DDA) by and between the Redevelopment Agency and BCN developments, LLC; and **2)** of the Redevelopment Agency Board approving the execution and implementation of a Disposition and Development Agreement (DDA) by and between the Redevelopment Agency and BCN Developments, LLC; and **3)** of the City Council authorizing the reprogramming of certain Capital Improvement Project (CIP) funds to facilitate the construction of certain infrastructure improvements necessary for the downtown hotel/conference center; and **4)** of the Redevelopment Agency Board authorizing and establishing a budget for the downtown hotel/conference center project. (Paul Shillcock) **(Pg. 2)**
- a.     Report by Economic Development Director
  - b.     Public Hearing
  - c.     Recommendation:    Adopt Resolution No. 2002-\_\_\_\_  
   Adopt Resolution No. R-\_\_\_\_  
   Adopt Resolution No. 2002-\_\_\_\_  
   Adopt Resolution No. R-\_\_\_\_

**LEGISLATIVE CALENDAR:**

- COUNCIL     3.     Authorization to prepare and submit a grant application to the U.S. Department of Commerce, Economic Development Administration in the amount of \$1,434,000 to assist in the construction of infrastructure improvements needed for the downtown hotel/conference center. (Paul Shillcock) **(Pg. 149)**
- a.     Report by Economic Development Manager
  - b.     Public Input
  - c.     Recommendation:    Approval
- CC/RDA     4.     Evaluation of a plan to create a community dialogue regarding budget issues. (Donald Bradley) **A staff report will be provided under separate cover.**
- a.     Report by City Manager
  - b.     Public Input
  - c.     Recommendation:    Take Appropriate Action

**CC/RDA AGENDA  
JANUARY 9, 2002  
PAGE 4**

- COUNCIL** 5. Proposed Resolution providing supplemental salary and benefits to reservists-employees called to active military duty for a period not to exceed six-months per fiscal year. (Steve Quintanilla and Victor Villasenor) **(Pg. 153)**
- a. Report by City Attorney and Human Resources Manager
  - b. Public Input
  - c. Recommendation: Adopt Resolution No. 2002 \_\_\_\_\_
- COUNCIL** 6. Consideration of appointment of the City Clerk to fill the remainder of the term vacated by the retirement of Donna Velotta. (Donald Bradley) **(Pg. 175)**
- a. Report by City Manager
  - b. Public Input
  - c. Recommendation: Approval
- RDA** 7. Request to authorize the Executive Director to execute a Professional Services Contract with Scott Morrison and Associates for asbestos sampling and analysis service required for several proposed Redevelopment Agency projects in the Downtown Precise Plan area in an amount not to exceed \$38,465. (Susan Moeller) **(Pg. 177)**
- a. Report by Redevelopment Director
  - b. Public Input
  - c. Recommendation: Approval
- COUNCIL** 8. Approval of a contract with Craig Prater for \$50,000 to produce the second annual festival of festivals. (Julie Baumer) **(Pg. 180)**
- a. Report by Deputy City Manager
  - b. Public Input
  - c. Recommendation: Approval

**COUNCIL REPORTS ON CITIZEN INQUIRIES AND CONCERNS**

**ADJOURNMENT**

Adjourn to the next regularly scheduled meeting of the City Council/Redevelopment Agency Board **Wednesday, January 23, 2002.**

**CC/RDA AGENDA  
JANUARY 9, 2002  
PAGE 5**

**NOTE TO THE PUBLIC**

Agendas and back-up material giving more information on each agenda item, with the staff's recommendations, have been provided to all Councilmembers. These materials are available in the main City Hall lobby, in the Police Department lobby, in the lobby outside the Council Chamber, and in the City Clerk's office beginning the Thursday preceding the regular Council meeting. Staff recommendations are simply recommendations. The City Council makes its own decisions based on all information provided to them, including public input. The Agenda can also be reviewed on the City's Web Site at:

**[www.cathedralcity.gov](http://www.cathedralcity.gov)**

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk by phone at (760) 770-0322. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.102-35.104 ADA Title II]

**PLEASE BE ADVISED THAT CITY HALL IS CLOSED EVERY FRIDAY**